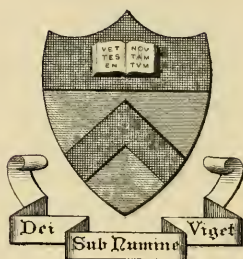


CHARTER  
AND BY-LAWS  
OF THE  
COLLEGE OF  
NEW JERSEY

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The  
Charter and By-Laws  
of the  
Trustees  
of the  
College of New Jersey  
Together with  
A Statement Concerning the  
Original Charter,  
and  
The Rules of Order of the Board.

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Printed by order of the  
Board of Trustees.  
1892.



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# Statement

## CONCERNING THE ORIGINAL CHARTER OF THE COLLEGE OF NEW JERSEY.

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The first Charter of the College of New Jersey passed the Great Seal of the Province of New Jersey, on the 26th of October, A. D. 1746. This appears from facts hereinafter stated, viewed in connection with a Record in the office of the Secretary of State of the State of New Jersey, of which the following is the print of a certified copy.

### Extracts from the Records of the Province of New Jersey.

A CHARTER TO INCORPORATE SUNDRY PERSONS TO  
FOUND A COLLEDGE PASS'D THE GREAT SEAL OF THIS  
PROVINCE OF NEW JERSEY, TESTED BY JOHN HAMILTON,  
ESQ., PRESIDENT OF HIS MAJESTY'S COUNCIL, AND COM-  
MANDER IN CHIEF OF THE PROVINCE OF NEW JERSEY,  
THE 22d OCTOBER, 1746.

STATE OF NEW JERSEY, }  
DEPARTMENT OF STATE. } ss.

I, Henry C. Kelsey, Secretary of State of the State of New Jersey, do hereby certify that the foregoing is a true copy of a certain record as the same is taken from and compared with the original record recorded in Book C 2 of Commissions, on page 137, and now remaining on file in my office.



(Signed)

IN TESTIMONY WHEREOF, I have  
hereunto set my hand and affixed  
my official seal, at Trenton, this  
twenty-fifth day of March, A. D.  
1891.

HENRY C. KELSEY,  
*Secretary of State.*

## 6 STATEMENT CONCERNING THE ORIGINAL CHARTER

The Charter thus mentioned has been lost—certainly for more than a century. Strange to say, no transcript of it was entered upon the Records of the Province, and no copy, so far as can be ascertained by the authorities of the College of New Jersey, is in existence. It was recently discovered, however, that an extended “Notice” published at Philadelphia, A. D. 1747, in two Philadelphia journals, contains what is manifestly a full abstract of the lost instrument. The papers containing this Notice are the *Pennsylvania Journal* in its issues of August 13th, 27th, and September 10th, and the *Pennsylvania Gazette* in its issues of August 13th and 27th. A copy of this document is given below.

It is manifest, from the date assigned in the Notice to the Charter mentioned therein, viz., October 22, 1746, that the instrument mentioned was the one whose passage of the Great Seal was recorded, as above set forth, in the Records of the Province of New Jersey. It will also appear upon a comparison of the Notice with the Charter of the College of New Jersey granted A. D. 1748, that the Charter mentioned in the former relates to the institution contemplated in the latter. The names of the corporators and the provisions of the two instruments are almost identical,\* and the facts set forth in the Notice concerning the establishment of a College correspond with well-established facts in the history of what is now known as the College of New Jersey.

### NOTICE.

#### THESE ARE TO GIVE NOTICE TO ALL CONCERNED

That by His Majesty's Royal Charter for erecting a College in New Jersey, for the instruction of youth in the learned Languages and in the liberal Arts and Sciences, bearing date October 22nd, 1746, Messrs. William Smith, Peter Vanbrugh Livingston, William Peartree Smith, Gent., and Messrs. Johnathan Dickinson, John Picrson, Ebenezer Pemberton,

---

\* The number of Trustees (original and elected) mentioned in the Notice was only twelve. All of these gentlemen, with the exception of the Rev. Messrs. Dickinson and Finley, were amongst the corporators mentioned in the Charter of 1748. Of the two gentlemen excepted it should be noted that the Rev. Mr. Dickinson died in 1747, before the granting of the second charter; and that the Rev. Mr. Finley was elected a Trustee in 1751. Dr. Finley held his office as Trustee until 1761 in which year he assumed the office of President of the Institution.

and Aaron Burr, Ministers of the Gospel, are appointed Trustees of the said College; with full power to any four or more of them, to chuse five more Trustees to the exercise of equal power and authority in the said College, with themselves. By virtue of which power, the said Trustees, nominated in the Charter, have chosen the Rev. Messrs. Gilbert Tennant, William Tennant, Samuel Blair, Richard Treat, and Samuel Finley, as Trustees of the said College of New Jersey: Which Trustees are by the said Charter, constituted a body corporate and politick, both in fact and name, with full power to act as such to all intents and purposes, and rendered capable of a perpetual succession to continue forever. By which Royal Charter, there is authority given to the major part of any seven or more of the said Trustees, and their successors conven'd for that purpose, to purchase, receive, and dispose of any possessions, tenements, goods and chattels, gifts, legacies, donations and bequests, *rents*,\* profits, and annuities of any kind whatsoever, and to build any house or houses, as they shall think proper, for the use of the said College. And also by the said Charter is given to the major part of any seven or more of the said Trustees and their successors, full power to chuse, and at pleasure to displace, a President, Tutors, Professors, Treasurer, Clerk, Steward and Usher, with any other ministers and officers as are usual in any of the Universities or Colleges in the realm of Great Britain. And also by the said charter, is given to the major part of any seven *or more†* of the said Trustees and their successors, full power to make any laws, acts and ordinances, for the government of the said College, as are not repugnant to the laws and statutes of the realm of Great Britain, nor to the laws of the Province of New Jersey; provided, that no person be debarred any of the privileges of the said College on account of any speculative principles of religion; but those of every religious profession have equal privilege and advantage of education in the said College. And also by the said Charter, power is given to the major part of any seven of the said Trustees and their successors, by their President, or any other appointed by them, to give any such degrees as are given in any of the Universities or Colleges in the realm of Great Britain, to any such as they shall judge qualified for such degrees; and power to have and use a common seal to seal and confirm diplomas or certificates of such degrees, or for any other use which they shall think proper.

And these may further notify all concern'd, that the said Trustees have chosen the Rev. Mr. Johnathan Dickinson, President, whose superior abilities are well known; and Mr. Caleb Smith, Tutor, of the said College; and that the College is now actually opened, to be kept at Elizabeth-Town, till a building can be erected in a more central place of the *said‡* province for the residence of the students; that all who are qualified for it, may be immediately admitted to an academick education, and to

---

\*As in *Gazette*; omitted in *Journal*.

†As in *Journal*; omitted in *Gazette*.

‡As in *Gazette*; omitted in *Journal*.

8 STATEMENT CONCERNING THE ORIGINAL CHARTER.

such class and station in the College, as they are found upon examination to deserve ; and that the charge of the College to each student, will be Four Pounds a year New Jersey money, at Eight Shillings per ounce, and no more.

# Charter

## Note

The clauses that have been repealed are printed with STARS at the beginning of the lines. Single words, or clauses, that have been altered or repealed are printed in *italics*.

# Charter

of the

## COLLEGE OF NEW JERSEY.

[September 14th, 1748.]

---

GEORGE THE SECOND, by the grace of God, of Great Britain, France and Ireland, King, Defender of the Faith, etc., to all to whom these presents shall come, greeting—

WHEREAS sundry of our loving subjects, well-disposed and public-spirited persons, have lately, by their humble petition, presented to our trusty and well-beloved Jonathan Belcher, Esquire, Governor and Commander in Chief of our province of New Jersey in America, represented the great necessity of coming into some method for encouraging and promoting a learned education of our youth in New Jersey, and have expressed their earnest desire that a college may be erected in our said province of New Jersey in America, for the benefit of the inhabitants of the said province and others, wherein youth may be instructed in the learned languages, and in the liberal arts and sciences. AND WHEREAS by the fundamental concessions made at the first settlement of New Jersey by the Lord Berkley and Sir George Carteret, then proprietors thereof, and granted under their hands and the seal of the said province, bearing date the tenth day of February, in the year of our Lord one thousand six hundred

Preamble

and sixty-four, it was, among other things, conceded and agreed, that no freeman, within the said province of New Jersey, should at any time be molested, punished, disquieted, or called in question, for any difference in opinion or practice in matters of religious concernment, who do not actually disturb the civil peace of the said province ; but that all and every such person or persons might, from time to time, and at all times thereafter, freely and fully have and enjoy his and their judgments and consciences, in matters of religion, throughout the said province, they behaving themselves peaceably and quietly and not using this liberty to licentiousness, nor to the civil injury or outward disturbance of others, as by the said concessions on record in the Secretary's office of New Jersey, at Perth Amboy, in lib. 3, folio 66, etc., may appear. WHEREFORE and for that the said petitioners have also expressed their earnest desire that those of every religious denomination may have free and equal liberty and advantages of education in the said college, any different sentiments in religion notwithstanding, WE being willing to grant the reasonable requests and prayers of all our loving subjects, and to promote a liberal and learned education among them—

KNOW YE THEREFORE, that we, considering the premises, and being willing for the future that the best means of education be established in our said province of New Jersey, for the benefit and advantage of the inhabitants of our said province and others, do, of our special grace, certain knowledge and mere motion, by these presents, will, ordain, grant, and constitute, that there be a college erected in our said province of New Jersey, for the education of youth in the learned languages and in the liberal arts and sciences ;\* and that the trustees of the said college and their successors for ever, may and shall be one body corporate and politic, in deed, action and name, and shall be called, and named and distinguished, by the name of THE TRUSTEES OF THE COLLEGE OF NEW JERSEY—and further, we have willed, given, granted, constituted, and appointed, and by this our present

\*Extended by the Act of March 11th, 1864.

College  
founded

Trustees a  
Corporation

Corporate  
name



charter, of our special grace, certain knowledge, and mere motion, we do, for us, our heirs and successors, will, give, grant, constitute, and ordain, that there shall, in the said college from henceforth for ever, be a body politic, consisting of Trustees of the said College of New Jersey. And, for the more full and perfect erection of the said corporation and body politic consisting of Trustees of the College of New Jersey, we, of our special grace, certain knowledge, and mere motion, do, by these presents, for us, our heirs and successors, create, make, ordain, constitute, nominate, and appoint, the Governor and Commander in Chief of our said province of New Jersey, for the time being, and also our trusty and well-beloved John Reading, James Hude, Andrew Johnston, Thomas Leonard, John Kinsey, Edward Shippen and William Smith, Esquires, Peter Van-Brugh Livingston, William Peartree Smith, and Samuel Hazard, gentlemen, John Pierson, Ebenezer Pemberton, Joseph Lamb, Gilbert Tennent, William Tennent, Richard Treat, Samuel Blair, David Cowell, Aaron Burr, Timothy Jones, Thomas Arthur, and Jacob Green, ministers of the gospel, to be Trustees of the said College of New Jersey.

Charter  
perpetual

Names of  
corporators

\* That the said Trustees do, at their first meeting, after  
 \* the receipt of these presents, and before they proceed to  
 \* any business, take the oath appointed to be taken by an  
 \* act, passed in the first year of the reign of the late King  
 \* George the First, entitled, "An act for the further security  
 \* of his Majesty's person and government, and the succes-  
 \* sion of the crown in the heirs of the late princess Sophia,  
 \* being protestants, and for extinguishing the hopes of the  
 \* pretended prince of Wales, and his open and secret abet-  
 \* tors;" as also that they make and subscribe the declara-  
 \* tions mentioned in an act of parliament, made in the  
 \* twenty-fifth year of the reign of King Charles the Second,  
 \* entitled, "An act for preventing dangers which may hap-  
 \* pen from popish recusants;" and likewise take an oath for  
 \* faithfully executing the office or trust reposed in them,  
 \* the said oaths to be administered to them by three of his  
 \* Majesty's justices of the peace, *quorum unus*; and when

Oaths to be  
taken by  
Trustees

By whom  
oaths are to  
be adminis-  
tered

\* any new member or officer of this corporation is chosen,  
\* they are to take and subscribe the aforementioned oaths  
\* and declarations before their admission into their trusts  
\* or offices, the same to be administered to them in the pres-  
\* ence of the Trustees, by such person as they shall appoint  
\* for that service.

Notice of  
meeting of  
Trustees

That no meeting of the Trustees shall be valid or legal for doing any business whatsoever, unless the clerk has duly and legally notified each and every member of the corporation of such meeting; and that before the entering on any business, the clerk shall certify such notification under his hand, to the Board of Trustees.

To fill  
vacancies

Number of  
Trustees

That the said Trustees have full power and authority or any *thirteen*<sup>†</sup> or greater number of them, to elect, nominate, and appoint, and associate unto them, any number of persons as Trustees upon any vacancy, so that the whole number of Trustees exceed not *twenty-three*,<sup>‡</sup> whereof the President of the said college for the time being, to be chosen as hereafter mentioned, to be one, and twelve of the said Trustees to be always such persons as are inhabitants of our said province of New Jersey. And we do further, of our special grace, certain knowledge, and mere motion, for us, our heirs and successors, will, give, grant, and appoint, that the said Trustees and their successors shall, for ever hereafter, be in deed, fact and name, a body corporate and politic; and that they, the said body corporate and politic, shall be known and distinguished in all deeds, grants, bargains, sales, writings, evidences, muniments, or otherwise howsoever, and in all courts for ever hereafter, plead and be impleaded, by the name of THE TRUSTEES OF THE COLLEGE OF NEW JERSEY.

Residence

Perpetual  
succession

Property

And that they, the said corporation, by the name aforesaid, shall be able, and in law capable, for the use of the said college, to have, get, acquire, purchase, receive, and possess

\*The entire clause relative to oaths repealed and supplied by Act of March 13th, 1780; and further amended by Act of March 29th, 1866.

†Altered to *nine*, provided that the Governor of the State, or the President of the College, or the senior Trustee, be one of the nine; by the Act of Nov. 2d, 1781.

‡Altered to *twenty-seven* by the Act of April 6th, 1868.

lands, tenements, hereditaments, jurisdictions, and franchises, for themselves and their successors, in fee simple or otherwise howsoever; and to purchase, receive or build, any house or houses, or any other buildings, as they shall think needful or convenient for the use of the said College of New Jersey, and in such place or places in New Jersey, as they, the said Trustees shall agree upon, and also to receive and dispose of any goods, chattels, and other things of what nature soever, for the use aforesaid: and also to have, accept and receive, any rents, profits, annuities, gifts, legacies, donations, and bequests, of any kind whatsoever, for the use aforesaid, so, nevertheless, that the yearly clear value of the premises do not exceed the sum of *two thousand pounds sterling*.\* And therewith or otherwise to support and pay, (as the said Trustees and their successors, or the major part of such of them as [according to the provision herein afterwards] are regularly convened for that purpose, shall agree and see cause,) the President, tutors, and other officers or ministers of the said college, their respective annual salaries or allowances, and all such other necessary and contingent charges as from time to time shall arise and accrue, relating to the said college; and also to grant, bargain, sell, let, set or assign, lands, tenements or hereditaments, goods or chattels, contract or do all other things whatsoever, by the name aforesaid, and for the use aforesaid, in as full and ample manner, to all intents and purposes, as any natural person or other body politic or corporate is able to do, by the laws of our realm of Great Britain, or of our said province of New Jersey.

Limitation  
of value of  
estate

Salaries

Contracts

And of our further grace, certain knowledge and mere motion, to the intent that our said corporation and body politic may answer the end of their erection and constitution, and may have perpetual succession and continue for ever, We do for us, our heirs and successors, hereby will, give, and grant, unto the said Trustees of the College of New

Who to  
preside

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\* Altered to the value of *twenty thousand bushels of wheat* by the Act of March 13, 1780; to *twenty thousand dollars*, May 27, 1799; to *one hundred thousand dollars*, March 11, 1864; to *five hundred thousand dollars*, by resolution of the Trustees adopted June 17, 1889, and filed in the office of the Secretary of State, June 26, 1889, in accordance with the provisions of the Act of March 27, 1889.

Jersey, and to their successors forever, that when any *thirteen*\* of the said Trustees, or of their successors, are convened and met together as aforesaid, for the service of the said college, the Governor and Commander in Chief of our said province of New Jersey, and in his absence, the President of the said college, and in the absence of the said Governor and President, the eldest Trustee present at such meeting, from time to time, shall be President of the said Trustees in all their meetings: and at any time or times such *thirteen*\* Trustees convened and met as aforesaid, shall be capable to act as fully and amply, to all intents and purposes, as if all the Trustees of the said college were personally present; provided always, that a majority of the said *thirteen*\* Trustees be of the said province of New Jersey, except after regular notice they fail of coming, in which case those that are present are hereby empowered to act, the different place of their abode notwithstanding; and all affairs and actions whatsoever, under the care of the said Trustees, shall be determined by the majority or greater number of those *thirteen*\*, so convened and met together, the President whereof shall have no more than a single vote.

Quorum

Majority  
of quorum  
to decide

Meetings,  
how called

And we do for us, our heirs and successors, hereby will, give, and grant, full power and authority, to any six or more of the said Trustees, to call meetings of the said Trustees, from time to time, and to order notice to the said Trustees of the times and places of meeting for the service aforesaid.

Election of  
President

And also we do hereby for us, our heirs and successors, will, give, and grant, to the said Trustees of the College of New Jersey, and to their successors for ever, that the said Trustees do elect, nominate and appoint such a qualified person as they, or the major part of any *thirteen*\* of them convened for that purpose as above directed, shall think fit, to be the President of the said college, and to have the immediate care of the education and government of such students as shall be sent to, and admitted into the said college for instruction and education; and also that the said Trustees do

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\* See foot-note, †, p. 14.

elect, nominate and appoint so many tutors and professors, to assist the President of the said college, in the education and government of the students belonging to it, as they, the said Trustees, or their successors, or the major part of any *thirteen*\* of them, which shall convene for that purpose as above directed, shall, from time to time, and at any time hereafter, think needful and serviceable to the interests of the said college; and also, that the said Trustees and their successors, or the major part of any *thirteen*\* of them, which shall convene for that purpose, as above directed, shall at any time displace and discharge from the service of the said college such President, tutors and professors, and to elect others in their room and stead; and also, that the said Trustees or their successors, or the major part of any *thirteen*\* of them, which shall convene for that purpose, as above directed, do from time to time, as occasion shall require, elect, constitute, and appoint a treasurer, a clerk, an usher, and a steward, for the said college, and appoint to them, and each of them, their respective business and trusts, and displace and discharge from the service of the said college such treasurer, clerk, usher, or steward, and to elect others in their room and stead; which President, tutors, professors, treasurer, clerk, usher, and steward, so elected and appointed, we do for us, our heirs and successors, by these presents constitute and establish in their several offices, and do give them, and every of them, full power and authority to exercise the same in the said College of New Jersey, according to the direction, and during the pleasure of the said Trustees, as fully and freely as any other, the like officers in our universities or any of our colleges, in our realm of Great Britain, lawfully may and ought to do.

Tutors and Professors

Power of removal

Other officers

Power of officers

And also that the said Trustees, and their successors, or the major part of any *thirteen*\* of them, which shall convene for that purpose as above directed, as often as one or more of the said Trustees shall happen to die, or by removal or otherwise shall become unfit or incapable, according to their judgment, to serve the interest of the said college, do, as

Election of trustees

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\* See foot-note, †, p. 14.



soon as conveniently may be after the death, removal or such unfitness or incapacity of such Trustee or Trustees to serve the interest of the said college, elect and appoint such other Trustee or Trustees as shall supply the place of him or them so dying, or otherwise becoming unfit or uncapable to serve the interest of the said college; and every Trustee so elected and appointed shall, by virtue of these presents, and of such election, and appointment, be vested with all the power and privileges which any of the other Trustees of the said college are hereby invested with.

Laws for the  
government  
of the col-  
lege

And we do further, of our special grace, certain knowledge and mere motion, will, give and grant, and by these presents do, for us, our heirs and successors, will, give and grant, unto the said Trustees of the College of New Jersey, that they and their successors, or the major part of any *thirteen*\* of them, which shall convene for that purpose as above directed, may make, and they are hereby fully empowered from time to time, freely and lawfully to make and establish such ordinances, orders and laws, as may tend to the good and wholesome government of the said college, and all the students and the several officers and ministers thereof, and to the public benefit of the same, not repugnant to the laws and statutes of our realm of Great Britain, or of this our province of New Jersey, and not excluding any person of any religious denomination whatsoever from free and equal liberty and advantage of education, or from any of the liberties, privileges, or immunities of the said college, on account of his or their being of a religious profession different from the said Trustees of the said college; and such ordinances, orders, and laws, which shall be so as aforesaid made, we do, by these presents, for us, our heirs and successors, ratify, allow of, and confirm, as good and effectual, to oblige and bind all the said students and the several officers and ministers of the said college; and we do hereby authorize and empower the said Trustees of the college, and the President, tutors, and professors, by them elected and appointed, to put such ordinances and laws in execution, to all proper intents and purposes.

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\* See foot-note, †, p. 14.

And we do further, of our especial grace, certain know-  
 ledge, and mere motion, will, give, and grant, unto the said  
 Trustees of the College of New Jersey, that, for the en-  
 couragement of learning and animating the students of the  
 said college to diligence, industry, and a laudable progress  
 in literature, that they and their successors, or the major  
 part of any *thirteen*\* of them, convened for that purpose  
 as above directed, do, by the President of the said college  
 for the time being, or by any other deputed by them, give  
 and grant any such degree and degrees to any of the students  
 of the said college, or to any others by them thought worthy  
 thereof, as are usually granted in either of our universities  
 or any other college in our realm of Great Britain†; and  
 that they do sign and seal diplomas or certificates of such  
 graduations, to be kept by the graduates as perpetual  
 memorials or testimonials thereof.

Degrees

Diplomas

And further, of our especial grace, certain knowledge,  
 and mere motion, we do, by these presents, for us, our heirs  
 and successors, give and grant unto the said Trustees of the  
 College of New Jersey and to their successors, that they and  
 their successors shall have a common Seal, under which they  
 may pass all diplomas, certificates of degrees, and all other  
 the affairs and business of and concerning the said corpora-  
 tion, or of and concerning the said College of New Jersey,  
 which shall be engraven in such form and with such inscrip-  
 tion as shall be devised by the said Trustees of the said col-  
 lege, or the major part of any *thirteen*\* of them, convened for  
 the service of the said college as above directed.

Seal

And we do further, for us, our heirs and successors,  
 give and grant unto the said Trustees of the College of New  
 Jersey and their successors, or the major part of any *thirteen*\*  
 of them, convened for the service of the college as above  
 directed, full power and authority from time to time, to nom-  
 inate and appoint all other inferior officers and ministers,  
 which they shall think to be convenient and necessary for

Inferior offi-  
cers

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\* See foot-note, †, p. 14.


† Extended by the Act of March 29th, 1866.

the use of the college, not herein particularly named or mentioned, and which are accustomed in our universities, or in any of our colleges in our realm of Great Britain, which officers or ministers we do hereby empower to execute their offices or trusts as fully and freely as any other the like officers or ministers, in and of our universities or any other college in our realm of Great Britain, lawfully may or ought to do.

And lastly, our express will and pleasure is, and we do by these presents for us, our heirs and successors, give and grant unto the said Trustees of the College of New Jersey, and to their successors for ever, that these our letters patent, or the enrolment thereof, shall be good and effectual in the law, to all intents and purposes, against us, our heirs and successors, without any other license, grant, or confirmation from us, our heirs and successors, hereafter by the said Trustees to be had or obtained; notwithstanding the not reciting or misrecital, or not naming or misnaming of the aforesaid offices, franchises, privileges, immunities, or other the premises, or any of them: and notwithstanding a writ of *ad quod damnum* hath not issued forth to inquire of the premises or any of them, before the ensealing hereof; any statute, act, ordinance or provision, or any other matter or thing to the contrary notwithstanding; to have, hold, and enjoy, all and singular the privileges, advantages, liberties, immunities, and all other the premises herein and hereby granted and given, or which are meant, mentioned, or intended to be herein and hereby given and granted, unto them the said Trustees of the said College of New Jersey, and to their successors for ever.

IN TESTIMONY whereof we have caused these our letters to be made patent, and the Great Seal of our said province of New Jersey to be hereunto affixed. WITNESS our trusty and well-beloved JONATHAN BELCHER, Esquire, Governor and Commander in Chief of our said province of New Jersey, this fourteenth day of September, in the twenty-second year of our reign, and in the year of our Lord, one thousand seven hundred and forty-eight.



I have perused and considered the written Charter of  
 incorporation, and find nothing contained therein inconsistent with his Majesty's interest or the honor of the Crown.

(Signed)

J. WARRELL, *Att. Gen'l.*

September the 13th, 1748.—This Charter, having been read in Council, was consented to and approved of.

(Signed)

CHA. READ, *Cl. Con.*

Let the Great Seal of the Province of New Jersey be affixed to this Charter.

(Signed)

J. BELCHER.

To the Secretary of the Province of New Jersey.



# Laws of New Jersey

Establishing and Amending

## The Charter

and otherwise relating to

## The College

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# Laws of New Jersey

## ESTABLISHING AND AMENDING THE CHARTER.

### I.

\* AN ACT for amending and establishing the Charter of the  
\* College of New Jersey. [March 13th, 1780.]

\* WHEREAS the Trustees of the College of New Jersey, Preamble  
\* by their humble petition presented to the legislature, have  
\* set forth, that his majesty George the Second, King of  
\* Great Britain, by his royal charter of incorporation, under  
\* the great seal of the then province of New Jersey, and  
\* bearing date the fourteenth day of September, in the  
\* twenty-second year of his reign, was pleased to incorporate  
\* sundry persons, to the number of twenty-three, by the  
\* name and style of " The Trustees of the College of New  
\* Jersey ; " and did thereby among other things, grant unto  
\* them power and authority to erect, endow, and govern a  
\* college for the instruction of youth in the learned lan-  
\* guages, and liberal arts and sciences, as by the said charter  
\* of incorporation, recorded in the Secretary's office at Perth  
\* Amboy, in book C, number 2, pages 196 to 204, inclusive,  
\* reference being thereunto had, may more fully and at large  
\* appear : AND WHEREAS the said Trustees, by their said  
\* petition, have prayed that the same charter may be estab-  
\* lished and confirmed under the present happy constitution,  
\* with certain alterations and amendments, in their said peti-  
\* tion mentioned and described : AND WHEREAS all wise  
\* legislatures have deemed the education of youth to be of  
\* the utmost importance to the prosperity of a state, and have  
\* taken institutions for that purpose established under their  
\* patronage and protection : AND WHEREAS the said College  
\* of New Jersey hath been found greatly useful in diffusing  
\* as well the principles of political liberty, as of religion and  
\* literature, and many have thereby been fitted to fill distin-

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\* Repealed, and supplied by the Act of May 27th, 1799.

\* guished places, both in the civil and ecclesiastical depart-  
 \* ments of this and of the other United States, with advan-  
 \* tage to the community, and honor and reputation to them-  
 \* selves : therefore, for granting the prayer of the petition of  
 \* the said Trustees, so far forth as the same appears just and  
 \* reasonable—

Charter,  
 with excep-  
 tions, con-  
 firmed

\* 1. BE IT ENACTED BY THE COUNCIL AND GENERAL  
 \* ASSEMBLY OF THIS STATE, AND IT IS HEREBY ENACTED BY  
 \* THE AUTHORITY OF THE SAME, That the said charter, with  
 \* all and singular the advantages, privileges and immunities,  
 \* and all other matters and things therein contained, such  
 \* clauses and parts only excepted as are by this act repealed,  
 \* altered, or amended, is hereby established and confirmed ;  
 \* and shall for ever hereafter be held and esteemed as good  
 \* and effectual in law, to all intents, constructions, and pur-  
 \* poses, as the same hath heretofore been held and esteemed,  
 \* and as if the same were herein particularly recited ; any  
 \* misuser, nonuser, or any other default heretofore com-  
 \* mitted or suffered notwithstanding.

Trustees,  
 their privi-  
 leges, etc.

\* 2. AND BE IT ENACTED BY THE AUTHORITY AFORE-  
 \* SAID, That the said Trustees of the College of New Jersey,  
 \* and their successors, shall and may for ever hereafter have,  
 \* hold, and enjoy, all and singular the advantages, privi-  
 \* leges, and immunities, granted in the said charter, and  
 \* hereby confirmed unto them and their successors, in as full,  
 \* ample, and beneficial a manner, as if the same were given  
 \* and granted to them by a law of this State, and as if every  
 \* of the said advantages, privileges, and immunities, were  
 \* in the said law particularly enumerated and specified ; any  
 \* law, usage, or custom, relating to charters, notwithstand-  
 \* ing.

Clause in  
 charter, re-  
 specting  
 oaths, re-  
 pealed

\* 3. AND BE IT ENACTED BY THE AUTHORITY AFORE-  
 \* SAID, That the clause in the said charter directing and re-  
 \* quiring the said Trustees, and each of them, and every  
 \* officer of the said corporation by them appointed, to take  
 \* the oath of allegiance to the king of Great Britain and to  
 \* make and subscribe the declaration as established by act

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\* Repealed, and supplied by the Act of May 27th, 1799.

\* of parliament under the former government, be and it  
 \* hereby is repealed, discontinued, annulled and made void;  
 \* and in lieu thereof, such of the said Trustees or officers as  
 \* are inhabitants of this State, and each of them, shall, at  
 \* the next meeting of the said corporation after the passing  
 \* of this act, or before they proceed further to execute their  
 \* respective trusts and offices, take and subscribe the oaths  
 \* or affirmations of allegiance and abjuration, as appointed  
 \* and set forth in an act of the Council and General As-  
 \* sembly entitled, "An act for the security of the govern-  
 \* ment of New Jersey," made and passed the nineteenth  
 \* day of September, in the year of our Lord one thousand  
 \* seven hundred and seventy-six, to be administered by any  
 \* one justice of the peace of this State; and such of them  
 \* as are inhabitants of any other of the United States shall  
 \* take and subscribe the oath or affirmation of abjuration in  
 \* manner as aforesaid, and shall also produce a certificate  
 \* from some one justice of the peace of the State to which  
 \* they may respectively belong, setting forth that they have  
 \* taken the oath or affirmation of allegiance to the said  
 \* State; and when any new member or officer of the said  
 \* corporation shall be chosen, he shall take and subscribe the  
 \* before mentioned oaths or affirmations, or take and sub-  
 \* scribe the oath or affirmation of abjuration, and produce  
 \* the certificate as aforesaid, before he is admitted to exercise  
 \* his trust or office; the said oaths or affirmations to be  
 \* administered, in presence of the said Trustees, by the Presi-  
 \* dent of the said corporation for the time being.

Oaths to be  
taken by  
trustees

By whom  
oaths to be  
administered

\* 4. AND BE IT FURTHER ENACTED BY THE AUTHOR-  
 \* ITY AFORESAID, That the said Trustees, and their succes-  
 \* sors, shall and may hold and enjoy any estate whatsoever,  
 \* the clear yearly value whereof shall not exceed the value  
 \* of twenty thousand bushels of wheat;† any article or clause  
 \* in the said charter to the contrary notwithstanding.

Limitation  
of estate

Passed at Trenton, March 13th, 1780.

\*Repealed and supplied by Act of May 27th, 1799.

†See foot-note, p. 15

## II.

\* A SUPPLEMENTAL ACT to an Act entitled, "An Act for  
\* amending and establishing the Charter of the College of New Jersey."  
\* [November 2d, 1781.]

Preamble

\* "WHEREAS the Trustees of the College of New Jersey,  
\* by their petition to the legislature, have represented that,  
\* by their charter of incorporation, the number of thirteen  
\* Trustees is necessary to constitute a quorum for the trans-  
\* action of all business relating to the said institution, to  
\* the great injury of their trust, by reason of the non-at-  
\* tendance of many of their members who live at a distance,  
\* and have prayed that the said quorum may be lessened;  
\* and have also set forth that, notwithstanding the laws  
\* heretofore made and provided, divers soldiers of the troops  
\* and militia of these United States are often billeted and  
\* quartered in the buildings and their appurtenances pro-  
\* vided for the reception, convenience, and improvement of  
\* the students belonging to the said institution, to the great  
\* injury and destruction thereof; and as it is thought rea-  
\* sonable, in order to promote the ends of so valuable and  
\* important an institution, to grant the prayer of the peti-  
\* tioners—

Nine to form  
a quorum

\* 1. BE IT THEREFORE ENACTED BY THE COUNCIL AND  
\* GENERAL ASSEMBLY OF THIS STATE, AND IT IS HEREBY  
\* ENACTED BY THE AUTHORITY OF THE SAME, That from  
\* and after the passage of this act, it shall and may be law-  
\* ful for any nine of the said Trustees, or a greater number  
\* of them, to convene and meet together; and being so con-  
\* vened and met together, to form a board of the corpora-  
\* tion instituted by the said charter, and be in all things a  
\* sufficient quorum for the doing, performing, and transact-  
\* ing all and every the duties and business of their said  
\* trust, to all intents and purposes whatever, as effectually  
\* as if thirteen of the said Trustees had so met and convened  
\* together for the purposes aforesaid, and shall, for and dur-  
\* ing the continuance of this act, be taken and considered

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\*This Act, made perpetual by the Act of November 20th, 1786, was repealed, and the first section supplied by the Act of May 27th, 1799.



\* as a full quorum of the said Trustees, in as full and ample  
 \* manner, and with the like powers, authorities, and inter-  
 \* ests as are given to and vested in thirteen of the said Trus-  
 \* tees, in and by their said charter of incorporation, and  
 \* shall be under the same directions, conditions, restrictions,  
 \* provisos, and limitations, as to the benefit, conveniency  
 \* and meetings of the said Trustees, as are contained in the  
 \* said charter with respect to the quorum of thirteen Trus-  
 \* tees aforesaid; PROVIDED ALWAYS, that the Governor of Quorum,  
how consti-  
tuted  
 \* this State for the time being, or in case of his death or  
 \* absence, the President of the said college for the time be-  
 \* ing, and in case of the death or absence of both the said  
 \* Governor and President, then the eldest Trustee of the said  
 \* college, shall always be one of the said nine Trustees, so at  
 \* any time constituting a quorum as aforesaid.

\* 2. AND BE IT ENACTED BY THE AUTHORITY AFORE- Troops not  
to be quar-  
tered in the  
college  
 \* SAID, That from and after the passing hereof, if any magis-  
 \* trate, military officer, quartermaster, or any other person  
 \* whatever, shall billet, quarter, or place in, or cause to be  
 \* billeted, quartered, or placed in the said college or the  
 \* steward's house adjoining thereto, any officer, soldier, or  
 \* other person belonging to or following the troops or militia  
 \* of these United States, or either of them, without the con-  
 \* sent of the said Trustees, or of some person or persons duly  
 \* authorized by them, every such person so offending shall Penalty  
 \* forfeit, to and for the use of the said Trustees and their suc-  
 \* cessors, the sum of twenty shillings for every such officer,  
 \* soldier, or other person so billeted, quartered, or placed in  
 \* the said buildings, and that for each and every day such  
 \* officer, soldier, or other person aforesaid, shall continue  
 \* therein, the same to be recovered by the said Trustees, or  
 \* their lawful attorney, from the person so offending, to-  
 \* gether with the damages sustained and costs of suit, by  
 \* action of debt in any court where the same may be cogniz-  
 \* able.

\* 3. AND BE IT ENACTED BY THE AUTHORITY AFORE- Limitation  
 \* SAID, That this act, and every clause and article therein

\* contained, shall continue and be in force for the term of  
 \* five years, and from thence to the end of the next sitting  
 \* of the General Assembly, and no longer.

\* Passed at Trenton, November 2d, 1781.

### III.

\* **AN ACT** to continue an act entitled, “A supplemental act to an  
 \* act entitled, an act for amending and establishing the Charter of the  
 \* College of New Jersey. [November 20th, 1786.]

Preamble

\* WHEREAS the act entitled, “A supplemental act to an  
 \* act entitled, an act for amending and establishing the char-  
 \* ter of the College of New Jersey,” passed at Trenton, the  
 \* second day of November, one thousand seven hundred  
 \* and eighty-one, will expire at the end of the next sitting  
 \* of the General Assembly; and it being represented that  
 \* important and valuable purposes will be answered to that  
 \* institution by a continuance of that act; therefore—

Enacting  
 clause

\* BE IT ENACTED BY THE COUNCIL AND GENERAL  
 \* ASSEMBLY OF THIS STATE, AND IT IS HEREBY ENACTED  
 \* BY THE AUTHORITY OF THE SAME, That the said recited  
 \* act and every article and clause therein contained, except  
 \* that part which limits the continuation thereof, be and the  
 \* same is hereby declared to be continued in full force, any-  
 \* thing in the said act to the contrary notwithstanding.

\* Passed at Trenton, November 20th, 1786.

### IV.

**AN ACT** concerning the College of New Jersey. [February 19th,  
 1796.]

Preamble

WHEREAS it is the duty of a free and enlightened peo-  
 ple to patronize and promote the interest of science and lit-  
 erature, as the surest basis of their liberty, property, and  
 prosperity: AND WHEREAS it has been represented to the  
 legislature, that the College of New Jersey has suffered great  
 injury during the late war, in its buildings, library, and phil-  
 osophical apparatus, and that its funds, in consequence of  
 the devastations and calamities of the war, have been so im-

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\*Repealed by Act of May 27th, 1799.

paired and diminished as to render it impracticable for the Trustees of the college to defray the expenses necessarily incident to the business and good management of the institution without some legislative aid, and it appearing to the legislature that a portion of the public money may be wisely and usefully appropriated to the aid and relief of the said college; therefore—

1. BE IT ENACTED BY THE COUNCIL AND GENERAL ASSEMBLY OF THIS STATE, AND IT IS HEREBY ENACTED BY THE AUTHORITY OF THE SAME, That from and after the passing of this act, there shall be paid by the treasurer of this State, for three years successively, the sum of six hundred pounds, in quarter-yearly payments, to the Trustees of the College of New Jersey, or their order; which sum shall be paid out of the interest on the loan-office money now in the treasury, or now due, or which hereafter may arise or become due on the loan-office money now in circulation; and the money so to be paid to the said Trustees, or their order, shall by them be laid out and appropriated to and for the repairs of the buildings of the college, its library, orrery, and philosophical apparatus.

Appropriation to college

2. AND BE IT FURTHER ENACTED, That the receipt of the said Trustees, or their order, for so much money as may be received by them by virtue of this act, shall be a sufficient voucher for the treasurer of this State in the settlement of his accounts with the State.

Vouchers

Passed at Trenton, February 19th, 1796.

# V.

AN ACT relative to the College of New Jersey. [May 27th, 1799.]

WHEREAS it appears that George the Second, King of Great Britain, by his charter of incorporation, bearing date the fourteenth day of September, in the year of our Lord one thousand seven hundred and forty-eight, did incorporate sundry persons, to the number of *twenty-three*,\* by the name of "The Trustees of the College of New Jersey;" and did thereby, among other things, grant unto them power and

Preamble

\*See foot-note, †, p. 14.

authority to erect, endow, and govern a college, for the instruction of youth in the learned languages and liberal arts and sciences, as by the said charter of incorporation, recorded in the secretary's office in Book C, number 2, pages 196 to 204, inclusive, reference being thereunto had, may more fully appear; and whereas it is proper that the said charter, with certain alterations and amendments, should be established and confirmed under the present government; therefore—

Charter with  
exceptions,  
confirmed

1. BE IT ENACTED BY THE COUNCIL AND GENERAL ASSEMBLY OF THIS STATE, AND IT IS HEREBY ENACTED BY THE AUTHORITY OF THE SAME, That the said charter, with the advantages, privileges and immunities, and all other matters and things therein contained, such clauses and parts only excepted as are by this act repealed, altered, or amended, is hereby established and confirmed: and shall for ever hereafter be held and esteemed as good and effectual in law, to all intents, constructions and purposes, as the same hath heretofore been held and esteemed, and as if the same were herein particularly recited, any misuser, nonuser, or other default heretofore committed or suffered, notwithstanding.

Trustees,  
their privi-  
leges

2. AND BE IT ENACTED, That the said Trustees of the College of New Jersey, and their successors, shall and may have, hold, and enjoy, all the advantages, privileges, and immunities granted in the said charter, and hereby confirmed unto them and their successors, in as full, ample, and beneficial a manner as if the same were given and granted by a law of this State, and as if the said advantages, privileges, and immunities were, in the said law, particularly specified and enumerated, any law, usage, or custom relating to charters notwithstanding.

Clause re-  
specting  
oaths annul-  
led

3. AND BE IT ENACTED, That the clause in the said charter, requiring every Trustee and officer of the said corporation to take and subscribe the oaths and declarations established by certain statutes of Great Britain, be and it hereby is revoked and annulled.

Oaths to be  
taken by re-  
sident trus-  
tees and offi-  
cers

\* 4. AND BE IT ENACTED, That if any person, being

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\*Repealed and supplied by Act of March 29th, 1866.

\* an inhabitant of this State, shall be elected a Trustee or  
 \* officer of the corporation, he shall, before he enters upon  
 \* the duties of his office, take and subscribe the oath to sup-  
 \* port the Constitution of the United States and the oath of  
 \* allegiance to this State prescribed by law, which oath any  
 \* member of the said corporation is hereby authorized to ad-  
 \* minister ; and if any person being an inhabitant of any other  
 \* of the United States, shall be elected a Trustee or officer of  
 \* the said corporation, he shall, before he enters upon the  
 \* duties of his office, produce a certificate from some justice  
 \* of the peace of the State in which he resides, setting forth,  
 \* that he hath taken the oath to support the Constitution of  
 \* the United States, and the oath of allegiance to the said  
 \* State : *and further*, that it shall be lawful for any member  
 \* of the said corporation to administer the oath of office to  
 \* the person so elected.

By whom to  
be adminis-  
tered

Oaths to be  
taken by  
non-resident  
trustees and  
officers

5. AND WHEREAS the said corporation have repre-  
 sented that, by their charter, thirteen members are requisite  
 to constitute a quorum, to the great injury of the institution  
 and their trust, by reason of the non-attendance of mem-  
 bers who live at a distance, and have prayed that the said  
 quorum may be lessened : BE IT THEREFORE ENACTED, That  
 any nine or more of the Trustees of the said college, when  
 duly convened, shall constitute a quorum, and be competent  
 to perform and execute all the duties, business, matters, and  
 things of the said corporation, as fully and effectually as if  
 thirteen of them had so convened, and shall have the like pow-  
 ers, authorities, and interests, as by the said charter are given  
 to and vested in thirteen of the said Trustees or members, when  
 duly convened ; and shall be under the same directions, regu-  
 lations, conditions, restrictions, provisos, and limitations, as  
 to the benefit, conveniency, and meetings of the said corpora-  
 tion, as are contained in the said charter with respect to the  
 quorum of thirteen Trustees or members ; PROVIDED ALWAYS,  
 that the Governor of this State for the time being, or in case  
 of his death or absence, the President of the said college for  
 the time being, and in case of the death or absence of both  
 the said Governor and President, then the senior Trustee of

Nine to con-  
stitute a  
quorum

Proviso



the said college shall always be one of the said nine Trustees so at any time constituting a quorum as aforesaid.

Limitation  
of value of  
estate

6. AND BE IT ENACTED, That the said Trustees of the College of New Jersey, and their successors, may have, hold, and enjoy any estate whatsoever, the clear yearly value whereof shall not exceed *twenty thousand dollars*.\*

Repealing  
clause

7. AND BE IT ENACTED, That the act entitled, "An act for amending and establishing the charter of the College of New Jersey," passed the thirteenth day of March, in the year of our Lord one thousand seven hundred and eighty, and the act entitled, "An act to continue an act entitled a supplemental act to an act entitled an act for amending and establishing the charter of the College of New Jersey," passed the twentieth day of November, in the year of our Lord one thousand seven hundred and eighty-six, be and they are hereby repealed.

Passed at Trenton, May 27th, 1799.

## VI.

AN ACT further to amend the Charter of the College of New Jersey, being a supplement to an act entitled, "An act relative to the College of New Jersey. [March 11th, 1864.]

Preamble

WHEREAS, It is represented on behalf of the Trustees of the College of New Jersey that they deem it important and desirable that the original intention and design of the founders of the college in establishing an institution for the promotion of religion, as well as the advancement of learning, should be distinctly recognized and established by law, and that it is necessary for the educational, charitable and other purposes of the institution, that the value of the property which the Trustees are authorized to hold should be increased; therefore—

Object

I. BE IT ENACTED BY THE SENATE AND GENERAL ASSEMBLY OF THE STATE OF NEW JERSEY, That the design and object of the said corporation is hereby declared to be the promotion of religion and the advancement of learning, by the instruction of youth in religious truth, as well as in

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\*See foot-note, p. 15.

the learned languages, and in the liberal arts and sciences, and that the said corporation shall always be an institution for the purposes specified in this act.

2. AND BE IT ENACTED, That it shall be lawful for the Trustees of the College of New Jersey to take and receive by gift, grant, devise, or purchase, and to have, hold, and enjoy for the uses and purposes of the said corporation, including the tuition and support of indigent young men, any real and personal estate, the clear yearly income whereof shall not exceed *one hundred thousand dollars* ;\* PROVIDED ALWAYS, that whenever any property or estate shall be given, granted, or devised to them upon any special trust, or for any special use or purpose not incompatible with the object and design of said corporation as above declared, that such property or estate shall be held and appropriated by them in strict accordance with the trust, uses, and limitations in such grants and devises respectively mentioned and set forth.

May receive  
and hold  
gifts and  
grants

Limitation  
of value of  
estate

Passed at Trenton, March 11th, 1864.

#### VII.

A FURTHER SUPPLEMENT to the Charter of the College of New Jersey. [March 29th, 1866.]

1. BE IT ENACTED BY THE SENATE AND GENERAL ASSEMBLY OF THE STATE OF NEW JERSEY, That if any person shall be elected a Trustee or officer of said corporation he shall, before he enters upon the duties of his office, take and subscribe an oath or affirmation faithfully and impartially to perform the duties of his office; an oath to support the Constitution of the United States; and the oath of allegiance to the State in which he resides; and that the said oaths may be administered by any member of said corporation.

Oaths to be  
taken by  
trustees and  
officers

2. AND BE IT ENACTED, That it shall be lawful for said College to confer any degrees granted by any other college or university.

Degrees

3. AND BE IT ENACTED, That the fourth section of the supplement passed May twenty-ninth, seventeen hundred and ninety-nine, be, and the same is hereby, repealed.

Repealing  
clause

Passed at Trenton, March 29th, 1866.

\*Altered to *five hundred thousand dollars*, June 26, 1889. See foot-note, p. 13.

## VIII.

AN ACT further to amend the Charter of the College of New Jersey. [April 6th, 1868.]

Number of  
trustees may  
be increased

1. BE IT ENACTED BY THE SENATE AND GENERAL ASSEMBLY OF THE STATE OF NEW JERSEY, That the number of Trustees of the College of New Jersey may be increased to twenty-seven whenever the Board of Trustees shall by a vote of two-thirds determine upon such increase.

2. AND BE IT ENACTED, That this act shall take effect immediately.

Passed at Trenton,—April 6th, 1868.

## IX.

## GENERAL ACT.

AN ACT to authorize corporations organized for religious, educational or benevolent purposes to procure an increase of their capacity to acquire and hold real and personal property. [March 27th, 1889.]

1. BE IT ENACTED BY THE SENATE AND GENERAL ASSEMBLY OF THE STATE OF NEW JERSEY, That whenever any corporation of this State, incorporated for religious, educational or benevolent purposes, shall, by its charter or any supplement thereto, or otherwise, be limited in the amount or value of real or personal property which it may acquire, have, hold and enjoy for the use and purposes of such corporation, and the board of trustees, directors or managers of such corporation shall desire to obtain for such corporation legal capacity to acquire, have, hold, use and enjoy a larger amount than that to which it is or shall be so limited, that it shall be lawful for such trustees, directors or managers at any stated meeting of said board, and from time to time, to adopt by vote of a majority of the whole number of such trustees, directors or managers, a resolution declaring their desire to have the amount so enlarged, and stating the amount to which it is to be so increased, and to cause a copy of such resolution, authenticated and verified as by this act directed, to be filed in the office of the secretary of state.



2. AND BE IT ENACTED, That the copy of the resolution authorized by the first section of this act to be filed with the secretary of state, shall be certified and authenticated under the common seal of said corporation, and shall be verified by the oath of the clerk or secretary of said corporation that the seal affixed to said copy is the common seal of said corporation, that the said copy is a true copy of the original resolution as recorded on the minutes of said board, and that it was passed as directed in the first section of this act.

3. AND BE IT ENACTED, That on filing said copy of such resolution in the office of the secretary of state, it shall be thereafter lawful for the said corporation to take and receive by gift, grant, devise, bequest or purchase, and to have, hold and enjoy for the uses and purposes of the said corporation any real or personal estate not exceeding the increased amount named in said resolution, any provision of the charter of said corporation, or any supplement thereto, to the contrary notwithstanding.

4. AND BE IT ENACTED, That this act shall be a public act and shall take effect immediately.

*Approved March 27th, 1889.*

PREAMBLE AND RESOLUTION ADOPTED BY A MAJORITY  
OF THE WHOLE NUMBER OF THE TRUSTEES OF THE  
COLLEGE OF NEW JERSEY, JUNE 17, 1889.

WHEREAS, THE TRUSTEES OF THE COLLEGE OF NEW JERSEY, a corporation of the State of New Jersey, incorporated for educational purposes, by a supplement to their charter, are limited in the value of the real and personal property they may lawfully acquire, have, hold and enjoy for the uses and purposes of said incorporation, to an amount the clear yearly income whereof shall not exceed one hundred thousand dollars; which said sum is totally inadequate to meet the urgent and imperative needs of the corporation: Therefore be it—

RESOLVED, That it is, and by this resolution it is declared to be, the desire of the said Trustees to obtain the

legal capacity to take, acquire, have, hold and enjoy a larger amount of real and personal property than that to which they are so limited as aforesaid; to wit, an amount that shall yield a clear yearly income of five hundred thousand dollars.

I, Elijah R. Craven, Clerk of the Trustees of the College of New Jersey, do hereby certify that the foregoing preamble and resolution were, at a stated meeting of the Board of Trustees of the College of New Jersey, held at Princeton, New Jersey, on the seventeenth day of June, A. D. eighteen hundred and eighty-nine, adopted by vote of a majority of the whole number of said Trustees.



(Signed), E. R. CRAVEN,

*Clerk of The Trustees of The College of New Jersey.*

#### AFFIDAVIT OF THE CLERK OF "THE TRUSTEES OF THE COLLEGE OF NEW JERSEY."

[June 26, 1889.]

STATE OF NEW JERSEY, ss.

Be it known that on this twenty-sixth day of June, A. D. eighteen hundred and eighty-nine, before me, one of the masters of the Court of Chancery of the State of New Jersey, personally appeared Elijah R. Craven, who being by me duly sworn upon his oath saith—that he is the Clerk of "The Trustees of the College of New Jersey;" that the seal affixed to the foregoing resolution is the common seal of said corporation; that said resolution is a true copy of the original resolution as recorded in the minutes of said Board of Trustees; and that said original resolution was passed as directed in the first section of an act entitled, "An Act to authorize corporations organized for religious, educational or benevolent purposes to procure an increase of their capacity to acquire and hold real and personal property," approved March 27th, 1889.

(Signed),

LEWIS PARKER,

*Master in Chancery of N. J.*

ENDORSED. "Filed June 26, 1889,

HENRY C. KELSEY,

*Secretary of State."*

## CERTIFICATE OF THE SECRETARY OF STATE.

STATE OF NEW JERSEY, }  
DEPARTMENT OF STATE. }

I, HENRY C. KELSEY, Secretary of State of the State of New Jersey, do hereby certify, that the foregoing is a true copy of RESOLUTION adopted by "THE TRUSTEES OF THE COLLEGE OF NEW JERSEY" to procure an increase of capacity to acquire and hold real and personal property, as the same is taken from and compared with the original (filed June 26, 1889), and now remaining on file in my office.



IN TESTIMONY WHEREOF, I have hereunto set my hand  
and affixed my Official Seal, at Trenton, this First  
day of July, A. D. 1890.

(Signed),

HENRY C. KELSEY,

*Secretary of State.*



# By-Laws

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# By-Laws

## OF THE BOARD OF TRUSTEES.

[PROVISIONS OF THE CHARTER ARE PRINTED IN SMALL CAPITALS.]

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### CHAPTER I.

#### OF THE TRUSTEES GENERALLY.

1. THE BOARD SHALL CONSIST OF NOT MORE THAN TWENTY-SEVEN PERSONS, INCLUDING THE GOVERNOR OF THE STATE AND THE PRESIDENT OF THE COLLEGE DURING THEIR RESPECTIVE OFFICIAL TERMS.

2. OF THE ENTIRE BOARD, TWELVE SHALL BE INHABITANTS OF THE STATE OF NEW JERSEY.

3. THE TRUSTEES, WITH THE EXCEPTION OF THE GOVERNOR OF THE STATE, SHALL HOLD OFFICE DURING THEIR NATURAL LIVES, SAVE IN CASE OF RESIGNATION, OR REMOVAL WITH CAUSE BY THE BOARD.

4. EACH TRUSTEE, BEFORE HE ENTERS UPON THE DUTIES OF HIS OFFICE, SHALL TAKE AND SUBSCRIBE AN OATH OR AFFIRMATION, FAITHFULLY AND IMPARTIALLY TO PERFORM THE DUTIES OF HIS OFFICE, AN OATH TO SUPPORT THE CONSTITUTION OF THE UNITED STATES, AND AN OATH OF ALLEGIANCE TO THE STATE IN WHICH HE RESIDES. THE SAID OATHS SHALL BE TAKEN IN THE PRESENCE OF THE BOARD, AND MAY BE ADMINISTERED BY ANY MEMBER OF SAID CORPORATION.

5. Of the ordinary members of the Board, twelve at least shall be clergymen, and twelve at least shall be laymen, save when, for reasons of expediency, it may be proper to alter this proportion, in which case, the proportionate numbers shall be restored as soon as practicable.

6. Whenever a vacancy in the Board occurs, a new Trustee shall be elected by ballot. Such election, however, shall not take place at the session of the Board at which the nomination of the candidate to fill such vacancy is made, although it may take place at the same meeting.



7. If any Trustee be absent from three consecutive stated meetings of the Board, without satisfactory excuse, rendered in writing, he shall be regarded as having vacated his seat; and if any Trustee be absent, even with excuse, from six consecutive meetings, his seat shall be regarded as vacated, save by a special vote of the Board to the contrary.

## CHAPTER II.

### OF MEETINGS OF THE BOARD.

8. There shall be three Stated Meetings of the Board each year; the first or Commencement Meeting, on the Monday preceding the Commencement; the second on the second Thursday in November; and the third on the second Thursday in February.

9. SPECIAL MEETINGS SHALL BE HELD UPON THE REQUISITION OF SIX TRUSTEES, MADE UPON THE CLERK. This requisition shall specify the object for which the meeting is called, and such object shall be stated by the Clerk in his notice of the meeting; and no business shall be transacted at such special meeting other than that specified in the requisition and mentioned in the notice.

10. ANY NINE OR MORE OF THE TRUSTEES, WHEN DULY CONVENED, SHALL CONSTITUTE A QUORUM, AND BE COMPETENT TO PERFORM AND EXECUTE ALL THE DUTIES, BUSINESS, MATTERS AND THINGS OF THE SAID CORPORATION, PROVIDED ALWAYS, THAT THE GOVERNOR OF THE STATE FOR THE TIME BEING, OR IN CASE OF HIS DEATH OR ABSENCE, THE PRESIDENT OF THE SAID COLLEGE FOR THE TIME BEING; AND IN CASE OF THE DEATH OR ABSENCE OF BOTH THE GOVERNOR AND PRESIDENT, THE SENIOR TRUSTEE OF THE SAID COLLEGE SHALL ALWAYS BE ONE OF THE SAID NINE TRUSTEES, SO AT ANY TIME CONSTITUTING THE QUORUM AS AFORESAID; BUT IN CASE OF THE ABSENCE OF THE GOVERNOR OF THE STATE, THE PRESIDENT OF THE COLLEGE AND THE SENIOR TRUSTEE, THEN THIRTEEN MEMBERS SHALL CONSTITUTE A QUORUM.

11. NO MEETING OF THE TRUSTEES SHALL BE VALID OR LEGAL FOR THE TRANSACTION OF ANY BUSINESS WHATEVER, UNLESS THE CLERK OF THE BOARD HAS DULY AND LEGALLY

NOTIFIED EACH AND EVERY MEMBER OF THE CORPORATION OF SUCH MEETING ; AND BEFORE THEIR ENTERING UPON ANY BUSINESS, THE CLERK SHALL CERTIFY SUCH NOTIFICATION, UNDER HIS HAND, TO THE BOARD OF TRUSTEES.

12. The Clerk shall give notice of each meeting of the Board at least one week before the appointed time thereof.

13. Any number convened, at the time of a meeting, less than a quorum, and more than two, may adjourn from time to time, for a period of three days ; after which time they may adjourn to a period not less than one week distant, of which adjourned meeting due notice shall be given by the Clerk.

14. Each meeting of the Board shall be opened with prayer.

15. Trustees shall sit, when in session, in the order of seniority, beginning at the right hand of the President.

### CHAPTER III.

#### OF THE OFFICERS OF THE BOARD.

16. The officers of the Board shall be the Presiding Officer, President of the College, Clerk, Dean of the Faculty, Treasurer, Curator of Grounds and Buildings, Librarian, and such other officers as the Board may deem it expedient to appoint.

17. THESE OFFICERS, with the exception of the Presiding Officer, SHALL BE ELECTED BY THE BOARD, AND SHALL CONTINUE IN OFFICE DURING THE PLEASURE OF THE BOARD, AND THEY SHALL RECEIVE SUCH COMPENSATION AS THE BOARD MAY DIRECT.

### CHAPTER IV.

#### OF THE PRESIDING OFFICER.

18. THE GOVERNOR OF THE STATE OF NEW JERSEY SHALL BE, *ex-officio*, PRESIDENT OF THE BOARD, AND IN HIS ABSENCE THE PRESIDENT OF THE COLLEGE SHALL PRESIDE, AND IN THE ABSENCE OF THE GOVERNOR AND PRESIDENT OF THE COLLEGE, THE ELDEST TRUSTEE, PRESENT AT ANY MEETING, SHALL PRESIDE.

19. It shall be the duty of the Presiding Officer to observe the order of business, and enforce the rules of order.

## CHAPTER V.

OF THE PRESIDENT OF THE COLLEGE (IN HIS RELATION TO THE BOARD).

20. The President of the College shall be elected by ballot, by a majority of the entire Board of Trustees. The election of any person to the office of President, shall not take place until at least the day following his nomination.

21. IN THE ABSENCE OF THE GOVERNOR OF THE STATE, HE SHALL PRESIDE AT THE MEETINGS OF THE BOARD.

22. He shall preside on all public occasions, and represent the College before the public.

23. He shall be charged with the oversight of the various departments of instruction in the Institution.

24. It shall be his duty to sign all obligations and contracts entered into by or on behalf of the Board, unless otherwise provided by these By-Laws.

25. He shall have the custody of the Seal of the College, and affix the same to such instruments as require its use, when so directed by the Board.

26. He shall present a printed report at each stated meeting of the Board, of the condition of the College in respect of such matters as he may deem necessary, with such suggestions as he may think proper, for the guidance of the Board. The different subjects embraced in his report shall be referred to the appropriate Standing Committees having charge of the same.

## CHAPTER VI.

OF THE CLERK.

27. The Clerk shall always be a member of the Board of Trustees.

28. IT SHALL BE HIS DUTY TO NOTIFY THE TRUSTEES OF ALL MEETINGS, AND TO CERTIFY THE FACT OF SUCH NOTICE HAVING BEEN GIVEN AT THE OPENING OF EACH MEETING OF THE BOARD.

29. He shall be the custodian of the Charter of the Institution, of the minute books and papers relating to the records of the College, and of the bond of the Treasurer.

30. He shall keep full minutes of the meetings of the Board, and at each stated meeting shall present the minutes of the last preceding meeting or meetings, fairly written, for the approval of the Board. When such minutes are approved by the Board, they shall be engrossed in the book of minutes.

31. He shall notify, by letter, all persons elected to office by the Board, and those receiving Honorary Degrees of the fact that such degrees have been conferred upon them.

32. As soon as possible after each meeting, he shall transmit to the President of the College, the Dean, the Clerk of the Faculty, and the Chairman of each Standing Committee, all papers, matters, resolutions, or business, that have been referred respectively to the President, the Dean, the Faculty, or such Committee.

33. He shall, when he gives notice to the Chairman of a Committee of the duties required by resolution of the Board, request such Chairman to inform him of the meeting of the Committee. If within two weeks of the meeting of the Board he shall not have been informed of the meeting of a Committee whose Chairman has been notified, he shall again notify such Chairman.

34. At least one week before each stated meeting he shall transmit to each member of the Board a printed copy of the docket of the business that will come before said meeting.

35. He may, with the approbation of the Board, appoint an assistant to aid him in his duties, and to supply his place when absent, which assistant shall receive such compensation as the Board may direct.

36. In case of the death, absence, or disability of the Clerk, the President of the College, or the Dean in case of the death, absence, or disability of the President, shall be, *ex-officio*, Clerk of the Board, for the purpose of notifying the Trustees of meetings.

## CHAPTER VII.

### OF THE DEAN OF THE FACULTY.

37. The Dean of the Faculty shall be elected by ballot, by a majority of the entire Board of Trustees, and the election

shall not take place at the sitting of the Board at which the nomination is made, although the nomination and election may be at the same meeting. The office is independent of that of the President of the College, the Dean being responsible solely and directly to the Board of Trustees.

38. He shall be charged with the oversight of whatever does not pertain directly to the work of instruction, such in particular as the discipline of the College, the assignment of the rooms, and the sanitary condition of the Institution :—and to this end he shall be a member, *ex-officio*, of the Committee on Morals and Discipline ; the Curator of Grounds and Buildings shall report to him ; and the Proctor shall be subordinated to him as well as to the President of the College, and shall report to him on all matters relating to the deportment of the students.

39. He shall report in writing at each stated meeting of the Board of Trustees on the state of discipline in the College, and on all matters relating thereto. This report shall be referred to the Committee on Morals and Discipline.

40. He shall have the right of meeting with the Board of Trustees and taking part in all discussions relative to the matters contained in his report, or relating to the general discipline of the Institution ; and he shall also have the privilege of appearing before all the Standing Committees of the Board, and of conferring with them in relation to such matters as in any wise pertain to the duties of his office.

41. He shall, in case of the absence of the President of the College, preside at all meetings of the Faculty ; and he may at his pleasure preside in the various committees of the Faculty.

42. He shall assist the President of the College in the reception and examination of students applying for admission, and in the correspondence of the College, to such extent as the President may desire.

43. In case of the death or absence of the Dean of the Faculty during an *interim* of the Board, the Faculty shall select from their number a Dean *ad interim*, who shall act until the next meeting of the Board.

## CHAPTER VIII.

## OF THE TREASURER.

44. The Treasurer shall have charge and supervision, under direction of the Committee on Finance, of all the securities and funds of the Corporation.

45. He shall sign receipts and acknowledgments for all money and other property of the Corporation, and disburse the money under the direction of the Finance Committee.

46. He shall deposit the funds of the College in the corporate name of the College, in such banks or trust companies as the Finance Committee shall direct ; which funds shall not be drawn out except by checks signed by him, and, when for sums exceeding one thousand dollars, countersigned by a member of the Finance Committee, or some person specially designated by the Finance Committee for that purpose.

47. He shall render a full and particular statement of his cash accounts, accompanied by vouchers, and an inventory of the investments of the Corporation, to the Finance Committee, at least one week prior to each November and February meeting of the Board.

48. His books shall be open at all reasonable times to the inspection of members of the Finance Committee.

49. He may be authorized by the Board to employ an assistant when the funds of the College permit.

50. He shall give bonds for the faithful performance of his duties, in such amount as the Board shall direct.

## CHAPTER IX.

## OF THE CURATOR OF GROUNDS AND BUILDINGS.

51. The Curator of Grounds and Buildings shall be the Resident Executive of the Committee on Grounds and Buildings of the Board of Trustees.

52. He shall, under the supervision of the Committee on Grounds and Buildings, have charge and control of the real estate belonging to the College ; and he shall be responsible for the proper care and maintenance of the same.



53. He shall, subject as aforesaid, and subject also to such other Committee or Committees having supervision of the same, have charge and control of, and be responsible for, the proper care and maintenance of all the personal property belonging to the College, except the securities and funds, and the apparatus and specimens belonging to the several departments of instruction, and the books in the library. And as to these last named, excepting the securities and funds, he shall take such charge and perform such duties as the Committees having supervision of the same shall require.

54. He shall, subject to said supervision, have sole charge of all repairs to the Grounds and Buildings belonging to the College, and shall be responsible for the keeping of the same in repair and in order. All requests for repairs, or work of any kind, shall be made to him in writing, and be signed by the person making the request upon blanks which the Curator shall furnish for the purpose; and the Curator shall paste such request, or copy the same, in a book to be kept for the purpose, with the date of the request, and what disposition he has made of the request and the date of the same—which book shall at all times be open to the inspection of the members of the Faculty and of the Committee on Grounds and Buildings.

55. He shall make no alteration in any building, or in any part of the grounds, and shall take no action in reference to the personal property confided to his care, unless he shall first obtain the consent of the Committee having charge of the same.

56. No alteration shall be made in any building belonging to the College, by any one, except under the direction of the Curator, and not by him unless the consent of the proper Committee shall first be obtained.

57. He shall, subject to the aforesaid supervision, have the sole charge of the sewerage and drainage of the College Grounds and Buildings.

58. He shall, subject to the aforesaid supervision, have the sole charge and responsibility of the lighting and heating apparatus of the College, and shall make all contracts for gas and the purchase of coal and other fuel.

59. He shall, subject to the aforesaid supervision, have the sole charge and management of the water supply of the College.



60. He shall audit all bills for labor and materials furnished the College in his department.

61. He shall, subject to the supervision aforesaid, make all contracts for work to be done on the grounds and buildings, except for new buildings otherwise provided for.

62. The employment, oversight, and direction of all College servants shall be committed to him.

63. He shall keep under constant inspection the grounds and buildings belonging to the College, and be responsible that the former are kept in good order, and that the rooms, entries, cellars, roofs, and every other part of said buildings, are kept clean and in good repair, and that snow is early removed whenever the same is necessary.

64. Upon receiving from the Sanitary Committee of the Faculty any written opinion or suggestion referring to the health of the College, he shall forthwith communicate the same to the proper Committee having the subject in charge.

65. Whenever in the opinion of the Curator any student should be removed from a room or College dormitory, for what, to the Curator, seems a proper cause, he shall report the same to the Dean for the action of the Faculty, and shall execute whatever decision may be made in the premises.

66. He shall charge students and employees of the College for damage to College property, and should any student refuse to pay the damage assessed by the Curator, he shall at once report the fact to the Dean for the action of the Faculty.

67. Whenever any dereliction of duty on the part of any employee of the College shall be reported to him by the President, Dean, a professor, student, or other person, he shall promptly examine the matter and adopt such steps as the case warrants.

68. He shall, at the beginning of every fiscal year, make an estimate in writing of every expense which will probably arise in his department during the ensuing year; striving to make the expenses of his department as small as possible, consistent with the proper care and maintenance of the property.

69. He shall decide in what houses, outside of the College dormitories, students may room and board; but in no case shall he permit a student to reside or board in a house, if the Sanitary Committee of the Faculty shall notify him in writing that they object to such house.

70. The Curator shall adopt such a system as will enable him to know at once if there is a case of illness in any College dormitory, or in any house in which students reside, and shall immediately report any such case to the Dean, or, in the absence of the Dean, to the Chairman or Secretary of the Sanitary Committee of the Faculty.

71. He shall, within a reasonable time after receiving any written opinion or suggestion from the Sanitary Committee of the Faculty, inform the Chairman of said Committee, in writing, what action has been taken in reference to such opinion or suggestion.

72. He shall perform such other duties as shall be assigned to him by the Board and the several Committees.

## CHAPTER X.

### OF THE LIBRARY AND THE LIBRARIAN.

73. The Librarian shall have the care of the Library, under the direction of the Committee on the Library and Apparatus. He shall be responsible for the safe keeping, proper treatment, and prompt exhibition of everything hereby committed to his care.

74. He shall annually report to the Trustees the condition of the Library, including his expenditure for books, binding, and periodicals; the accessions by purchase and by donation; the average daily loans to College students for each term; and such other facts as may seem deserving their attention. He shall also permanently record these reports.

75. Two-thirds of the existing annual revenue of the Library shall be expended by the Librarian, under the direction of the Faculty. The remaining third of the revenue shall be expended by the Librarian for such books as belong to departments of learning not coming within the province of any professorship, with the approval of the Committee on the Library and Apparatus.

## CHAPTER XI.

## OF THE FACULTY.

76. The Faculty of the College shall consist of the President, Dean, Professors, and Tutors, including all of them not specially excepted by the Board.

77. Professors shall be elected by ballot—and no election shall take place at the sitting of the Board at which the person so to be elected is nominated, although the nomination and election may be at the same meeting.

78. Tutors shall be appointed by the Faculty, with the approbation of the Board at the stated meeting next following such appointment.

79. The Faculty shall keep a book of minutes, which book shall be laid before the Board of Trustees at each of its stated meetings, and shall be referred to the Committees on the Curriculum, and on Morals and Discipline.

80. The Faculty shall, before each stated meeting of the Board elect, by ballot, three Professors, two from the Academic department and one from the School of Science, who shall, when requested, attend and present to the Board the views of the Faculty on matters pertaining to the instruction, order, and government of the College.

## CHAPTER XII.

## OF THE STANDING COMMITTEES OF THE BOARD.

81. The Board, at its stated June meeting, shall appoint, by ballot, the following six Standing Committees, each consisting of not more than nine members, including the President or Dean of the Faculty, who shall hold their office for one year and until others are appointed in their place :

1. A Committee on Finance.
2. A Committee on College Grounds and Buildings.
3. A Committee on the Library and Apparatus.
4. A Committee on the Curriculum.
5. A Committee on Morals and Discipline.
6. A Committee on Honorary Degrees.

82. The President of the College shall be, *ex-officio*, a member of the first four named of these Committees and the

Chairman of the Committee on Honorary Degrees; and the Dean of the Faculty shall be, *ex-officio*, a member of the Committee on Morals and Discipline.

83. Of the regular members of each of these Committees, at least two shall be laymen, and two shall be clergymen.

84. Each Committee shall be empowered to elect its own Chairman, and no Trustee, other than the President of the College, shall be a member of more than three of these Committees, and no Trustee shall be Chairman of more than one Standing Committee. If a Trustee be elected as Chairman of more than one Standing Committee, he shall have the privilege of selection.

85. Each Standing Committee shall meet at least three times a year, and at such other times as may be ordered by the Board, or may be called together by the Chairman; and the Chairman shall always call a meeting of the Committee on the requisition of the President of the College, or of three members of the Board. One week's notice of each meeting shall be given.

86. Any number, not less than three, shall constitute a quorum for the transaction of business.

87. Each Committee shall report in writing at each stated meeting of the Board, and the reports shall be recorded in books provided for the purpose.

88. The Chairman of each Committee shall be in readiness to report at the opening of the Board.

## CHAPTER XIII.

### OF THE COMMITTEE ON FINANCE.

89. It shall be the duty of the Committee on Finance to supervise the funds and securities of the Corporation.

90. They shall keep a careful oversight of the investments of the Corporation, and shall report to the Board their judgment as to the investment of the funds, and the changes that should be made.

91. Should any funds accrue during an *interim* of the Board they shall have power to invest the same, making a report of such investment at the next stated meeting.

92. If at any time during an *interim* of the Board they

should deem it essential to the interests of the College that a change of investments be made, they shall have the power to make such change, and they shall always report the fact of such change and the reason thereof to the Board at its next stated meeting.

93. They shall inform themselves whenever any interest upon the securities of the College has failed to be paid, and proceed to collect the same.

94. They shall, at each stated meeting of the Board, give an estimate of the probable expenses of the College for the ensuing four months, the amount which the Treasurer will control to meet the same, and the sources from which such sum is derivable.

95. They shall see that no contracts are made for the payment of money, without the money is arranged for beforehand; and no distinct fund shall be borrowed from, for any other use than that for which it is designated, unless by a vote of the Board.

96. They shall, at least once a year, examine the securities of the Corporation, and report the result of such examination to the Board.

97. They shall designate in writing to the Treasurer in what banks or trust companies the cash of the Corporation shall be deposited, and in what depository the securities of the same shall be kept.

98. They shall designate person a to sign the checks of the Corporation with the Treasurer.

99. Expenditures authorized by any of the Standing Committees shall not be made, if it be certified by the Committee on Finance to the Treasurer that there are no moneys available for the purpose.

100. They shall appoint an Auditing Committee of three members of the Board, who shall carefully audit the accounts of the Treasurer, verify his statements, and report upon the same to the Committee twice in each year, which report, together with the Treasurer's Report, the Committee shall present to the Board at the stated meetings in November and February.

## CHAPTER XIV.

## OF THE COMMITTEE ON COLLEGE GROUNDS AND BUILDINGS.

101. The Committee on College Grounds and Buildings shall have the supervision of the real estate, buildings and furniture, belonging to the College, excepting as mentioned in Chapter XV, Article 107.

102. They shall, at least once in each year, examine each building.

103. They shall instruct the Curator of Grounds and Buildings as to what repairs are necessary, and shall give him such power as they think necessary to enable him to attend to the care and repairs of the buildings, fences, real estate, and furniture.

104. They shall have the supervision and control of the servants of the College, and shall instruct the Curator of Grounds and Buildings as to their number and compensation.

105. They shall be responsible that the Curator of Grounds and Buildings takes care of all matters in their department, and keeps the fences, drains, walks, offices and furniture, in proper condition.

106. They may authorize the Curator of Grounds and Buildings to act in cases where delay would work an injury.

## CHAPTER XV.

## OF THE COMMITTEE ON THE LIBRARY AND APPARATUS.

107. The Committee on the Library and Apparatus shall have the supervision of the Library and all the apparatus belonging to the College. They shall have under their supervision the Gymnasium, its management and machinery; the Observatory, its management and instruments.

108. They shall have the direction of the Library, shall prescribe the times of opening and closing the same, and shall authorize the purchase of books in consistence with the By-Laws relating to the Librarian.

109. It shall be their duty to see that none of the property under their charge is lost or needlessly injured; and they shall hold the Librarian, Professors, and Teachers, having charge of the same, to strict accountability in the premises.



110. The expenses of all new and movable property, apparatus, chemicals and furniture, and all repairs of the same, shall be authorized by the Committee, to the extent only of the appropriations made by the Board.

## CHAPTER XVI.

### OF THE COMMITTEE ON THE CURRICULUM.

111. The Committee on the Curriculum shall have charge of the studies pursued in the College.

112. They shall assign the duties of the Professors, and the time which shall be allotted to each branch of the studies.

113. They shall have charge of the studies pursued in the School of Science.

114. They shall report to the Board what changes may be desirable in both the Academic Department and the School of Science.

115. They shall receive from the Faculty the names of candidates for Degrees in Course, and examine and report to the Board the names of those whom they recommend for such Degrees.

## CHAPTER XVII.

### OF THE COMMITTEE ON MORALS AND DISCIPLINE.

116. The Committee on Morals and Discipline shall acquaint themselves thoroughly with the plans for discipline pursued in this and other Colleges, and shall suggest to the Trustees and Faculty such plans as may, in their opinion, be of advantage to the College.

117. They may be consulted by the Faculty on the best means of managing the discipline of the College and the preservation of the morals of the Institution.

## CHAPTER XVIII.

### OF THE COMMITTEE ON HONORARY DEGREES.

118. To the Committee on Honorary Degrees all nominations for Honorary Degrees made in the Board shall be sent to be investigated and reported on to the Board, unless otherwise



ordered by the unanimous vote of the members present, in number not less than a majority of the entire Board.

119. They shall, on recommending a person for a particular Degree, set forth in writing the special qualifications possessed by him which seem to them to entitle him to the honor ; these qualifications being always in the line indicated by the designation of the Degree.

## CHAPTER XIX.

### OF HONORARY DEGREES.

120. All nominations for Honorary Degrees shall be made in writing, setting forth the full name of the nominee, his place of residence, and the name of the Trustee making the nomination.

121. The Clerk shall keep, *in retentis*, a list of nominations for Honorary Degrees that lie over, with the date of the nomination, and the name of the person making the nomination, and also the Report of the Committee on Honorary Degrees when such report shall have been made. The names of persons upon whom Degrees are not conferred within one year after the report of the Committee on Honorary Degrees upon them, shall be dropped from the Clerk's list.

122. Honorary Degrees may be conferred at any stated meeting of the Board by ballot.

123. No Honorary Degree shall be bestowed on any one not recommended by the Committee on Honorary Degrees, except by a three-fourths vote of all the members of the Board.

124. The Degrees of L.L.D., D.D., D.S. and Ph.D., shall not be conferred at the stated meeting at which the nomination of the candidate is made, save by the unanimous vote of the members present, in number not less than a majority of the entire Board ; at the following stated meeting, however, such Degrees may be conferred by the affirmative votes of a majority of the entire Board of Trustees, in the case of one recommended by the Committee on Honorary Degrees ; or, in the case of one not so recommended, by a three-fourths vote of the entire Board.

## CHAPTER XX.

## OF THE ORDER OF BUSINESS.

125. A printed docket shall be placed before the Board by the Clerk at each stated meeting. The general schedule shall be as follows :

- I. Organization with Prayer.
- II. Reading of the Clerk's Certificate.
- III. Reading, correction, and approval of Minutes.
- IV. Clerk's Report.
- V. President's Report.
- VI. Dean's Report.
- VII. Presentation and reference of Faculty Minutes and Librarian's Report.
- VIII. Reports of Committees :
  - (1.) Finance.
  - (2.) College Grounds and Buildings.
  - (3.) Library and Apparatus.
  - (4.) The Curriculum.
  - (5.) Morals and Discipline.
  - (6.) Special Committees.
- IX. Reports on Fellowships and Prizes.
- X. Consideration of Degrees in Course.
- XI. Nomination of persons for Honorary Degrees.
- XII. Balloting on Nominees for Honorary Degrees.
- XIII. Special reports of the Standing Committees on the President's Report.
- XIV. Special reports of the Standing Committees on the Minutes of the Faculty.
- XV. Special report of Standing Committee on the Dean's Report.

126. Other matters may be placed upon the docket as they arise, or by special order of the Board.

127. The order of business prescribed in the docket shall not be departed from, unless by a vote of the Board upon motion.

128. Whenever a matter requiring the action of a Committee shall arise, it shall be referred to the Standing Commit-

tee having charge of the subject, unless by special order of the Board.

129. Committees shall, in all cases, report to the Board in writing. Should a Standing Committee fail thus to report, such failure shall be entered in the record book of the Committee, with the reasons thereof.

130. Those entrusted with the awarding of fellowships and prizes, shall report to the Board on the first day of the meeting, except in cases where the competition takes place during the session of the Board.

## CHAPTER XXI.

### MISCELLANEOUS.

131. No resolution shall be considered by the Board, unless it be first put in writing and delivered to the Clerk.

132. No change in these By-Laws shall be made, save by a two-thirds vote at the stated meeting at which the proposed change is made, or by a majority vote of the members present at a stated meeting subsequent to a meeting at which notice of proposal to change such By-Law shall have been given; and no change shall be made in Chap. XIX, Art. 124, at a meeting at which a change is proposed, save by a unanimous vote of the members present in number not less than a majority of the entire Board.

133. All resolutions of the Board, inconsistent with these By-Laws, are hereby repealed.

134. The actual traveling expenses of Trustees attending meetings of the Board and Committees shall be refunded to them on application to the Treasurer.

135. All proceedings of the Board, the debates, and every part of the business transacted at its meetings, shall be considered as confidential, and shall not be divulged, except officially or when permitted by the Board, during the sessions of the Board.

136. The Commencement Arrangements shall be under the direction of a Committee of the Board of Trustees, who shall be authorized to add to their number from the Faculty or otherwise.

# Rules of Order



# Rules of Order

## OF THE BOARD OF TRUSTEES.

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1. The Presiding Officer shall take the chair precisely at the hour to which the Board stands adjourned ; and shall immediately call the members to order ; and, on the appearance of a quorum, shall open the session with prayer.

2. The business shall be taken up and disposed of in the order prescribed in the By-Laws.

3. The Presiding Officer may speak to points of order, in preference to other members, rising from his seat for that purpose ; and shall decide questions of order, subject to an appeal to the Board by any two members.

4. If the Presiding Officer desires to discuss any question, he shall leave the chair for that purpose, and shall call the senior member of the Board present to take the chair.

5. When a vote is taken by ballot, the Presiding Officer shall vote with the other members : but he shall not vote in any other case, unless the vote be equally divided ; when, if he do not choose to vote, the question shall be lost.

6. A motion made must be seconded, and afterwards repeated by the Presiding Officer or read aloud, before it is debated.

7. Any member who shall have made a motion, shall have liberty to withdraw it, with the consent of his second, before any debate has taken place thereon ; but not afterwards, without the leave of the Board.

8. If a motion under debate contains several parts, any member may have it divided, and a question taken on each part.

9. When various motions are made, with respect to the filling of blanks with particular numbers or times, the questions shall always be first taken on the highest number and the longest time.

10. Motions to lay on the table, to take up business, to adjourn, and the call for the previous question, shall be put without debate. On questions of order, postponement, or commitment, no member shall speak more than once; on all other questions each member may speak twice, but not oftener without express leave of the Board.

11. When a question is under debate, no motion shall be received, unless to adjourn, to lay on the table, to postpone indefinitely, to postpone to a day certain, to commit, or to amend; which several motions shall have precedence in the order in which they are herein arranged; and the motion of adjournment shall always be in order.

12. An amendment, and also an amendment to an amendment, may be moved on any motion; but a motion to amend an amendment to an amendment shall not be in order. Action on amendments shall precede action on the original motion.

13. A distinction shall be observed between a motion to lay on the table *for the present*, and a motion to lay on the table *unconditionally*, viz.: A motion to lay on the table *for the present* shall be taken without debate; and, if carried in the affirmative, the effect shall be to place the subject on the docket, and it may be taken up and considered at any subsequent time. But a motion to lay on the table *unconditionally*, shall be taken without debate; and, if carried in the affirmative, it shall not be in order to take up the subject during the same meeting of the Board without a vote of reconsideration.

14. The previous question shall be put in this form, namely: "Shall the main question be now put?" It shall be admitted only when demanded by a majority of the members present, and the effect shall be to put an end to all debate and bring the body to a direct vote—first, on the motion to commit



the subject under consideration (if such motion shall have been made) ; secondly, if the motion for commitment does not prevail, on pending amendments ; and, lastly, on the main question.

15. A question shall not be again called up or considered at the same meeting of the Board at which it has been decided, unless by consent of two-thirds of the members who were present at the decision, and unless the motion to reconsider be made and seconded by persons who voted with the majority.

16. When the Presiding Officer has commenced taking the vote, no further debate or remarks shall be admitted, unless there has evidently been a mistake, in which case the mistake shall be rectified and the Presiding Officer shall re-commence taking the vote.

17. The *yecs* and *nays* on any question shall not be recorded unless required by one-third of the members present.

18. No member, in the course of the debate, shall be allowed to indulge in personal reflections.

19. If more than one member rise to speak at the same time the member who is most distant from the Presiding Officer's chair shall speak first.

20. When more than three members of the Board shall be standing at the same time, the Presiding Officer may require all to take their seats, the person only excepted who may be speaking.

21. Every member, when speaking, shall address himself to the Presiding Officer ; and shall treat his fellow members, and especially the Presiding Officer, with decorum and respect.

22. No speaker shall be interrupted, unless he be out of order ; or for the purpose of correcting mistakes or misrepresentations.

23. Without express permission, no member of the Board, while business is going on, shall engage in private conversation.

24. Members shall attend closely, in their speeches, to the subject under consideration ; and when they deviate from the subject, it shall be the privilege of any member, and the duty of the Presiding Officer, to call them to order.

25. If any member act in any respect in a disorderly manner, it shall be the privilege of any member, and the duty of the Presiding Officer, to call him to order.

26. If any member consider himself aggrieved by a decision of the Presiding Officer, it shall be his privilege to appeal to the Board, and the question on the appeal shall be taken without debate.

27. Any member shall have the right to have his dissent from, or protest against, any action of the Board, with the reason therefor if couched in respectful language, recorded in the minutes.





